



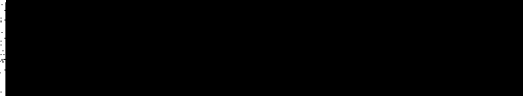



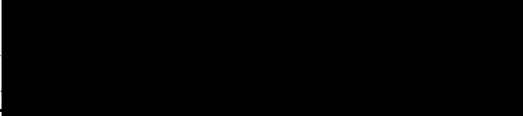

PROFESSIONAL SERVICE CONTRACT TRANSMITTAL RECORD

CONTRACT PO NUMBER
CPO 2603809
SPO 2603811

Insurance Requirement

ACCOUNTS PAYABLE WILL HOLD UP ALL CONTRACT PAYMENTS UNTIL ALL INSURANCE CERTIFICATES/POLICIES REQUIRED UNDER THE CONTRACT HAVE BEEN RECEIVED. CONTRACTORS SHOULD BE MADE AWARE OF THIS REQUIREMENT.

TYPE OF CONTRACT: (Check One) <input checked="" type="checkbox"/> CONSTRUCTION/DEMOLITION <input type="checkbox"/> LEASE <input type="checkbox"/> DEED <input type="checkbox"/> PROFESSIONAL SERVICES		DEPARTMENT HEAD'S SIGNATURE 	DEPARTMENT DWSD A41000 AA-86
FUNDING SOURCE (Percent) FEDERAL % STATE % CITY 100%		DEPARTMENT CONTACT PERSON 	PHONE NO. 964-9471
CONTRACTOR'S NAME: WALBRIDGE ALDINGER <i>PLC-115</i>		DATE PREPARED 2/20/03	
CONTRACTOR'S ADDRESS: 613 ABBOTT DETROIT, MI 48224		AMOUNT <input type="checkbox"/> ENGINEER'S ESTIMATE \$ <input checked="" type="checkbox"/> CONTRACT <input type="checkbox"/> CHANGE \$73,106,728	
PHONE NO. (313) 963-8000		<input checked="" type="checkbox"/> CORPORATION <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> INDIVIDUAL	
FEDERAL EMPLOYER/SOCIAL SECURITY NUMBER: 38-1141440		MINORITY FIRM <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
PURPOSE OF CONTRACT: PC-748 BABY CREEK CSO CONTROL FACILITY			
PROJECT 003250	TASK 05.03.3000.0100	AWARD 420001400	ORGANIZATION 427116
DURATION: 2-28-03 to 5-1-06			

DATE IN	APPROVER MUST ALSO MAKE APPROPRIATE NOTES IN ORACLE PURCHASE ORDER		TIME & DATE IN
	REQUESTING DEPARTMENT 	AUTHORIZED DEPARTMENT REPRESENTATIVE 	
	BUDGET <input checked="" type="checkbox"/> RECOMMEND APPROVAL <input type="checkbox"/> RECOMMEND DENIAL	BUDGET DIRECTOR OR DEPUTY 	03 APR 15 PM 2:58
	GRANT MANAGEMENT SECTION <input type="checkbox"/> RECOMMEND APPROVAL <input type="checkbox"/> RECOMMEND DENIAL	GRANT ACCOUNTANT	
	FINANCE DEPARTMENT <input type="checkbox"/> RECOMMEND APPROVAL <input type="checkbox"/> RECOMMEND DENIAL	FINANCE DIRECTOR OR DEPUTY 	
	LAW DEPARTMENT <input checked="" type="checkbox"/> RECOMMEND APPROVAL <input type="checkbox"/> RECOMMEND DENIAL		
	PURCHASING DIVISION 	PURCHASING DIRECTOR	
CITY OF DETROIT CONTRACTS SECTION LAW DEPARTMENT			

RECEIVED
APR 13 2003
CITY OF DETROIT
CONTRACTS SECTION
LAW DEPARTMENT

CONTRACTS APPROVAL REFERENCE: PAGE _____ DATE _____

DETROIT WATER & SEWERAGE DEPARTMENT
CONTRACTS & GRANTS GROUP

Date 5/28/03

From the Desk of [REDACTED]
Construction Contracts, SRF/Grants/Audits
(964-9471)

TO: Purchasing [REDACTED]

RE: PC-748

☐ For Your Action ☐ For Your Approval (Please initial)
☐ For Your Review ☐ Per Your Request
☐ For Your Information ☐ Please Call Me
☐ For Your Signature ☐ Please See Me

REMARKS

please have [REDACTED] sign or
stamp the document & let

SPECIAL ADMINISTRATOR
OF
THE DETROIT WATER AND SEWERAGE DEPARTMENT
ORDER NUMBER 2002-10

TO: Honorable City Council
 Honorable Board of Water Commissioners
 Department Heads and Deputies
 Executive Staff Boards and Commissions

SUBJECT: Award of Contract PC-748

On February 7, 2000, the Federal District Court issued an Order and Supplement to Order Appointing Special Administrator for the Detroit Wastewater Treatment Plant of the Detroit Water and Sewerage Department ("DWSD") in the matter of *U.S. EPA v City of Detroit, et al*, Case No. 77-71100 ("Orders"). The Orders created the position of Special Administrator of the Detroit Wastewater Treatment Plant for the purpose of correcting the causes of noncompliance by DWSD with its NPDES permit and for the purpose of achieving long term, sustained compliance with the permit. On December 3, 2001, by Order Continuing Special Administratorship for the Detroit Water and Sewerage Department, effective at 12:01 a.m. on January 1, 2002, I was appointed Special Administrator of the Detroit Water and Sewerage Department, and the purposes of the Orders were continued. The February 7, 2000 Order provides that compliance with the NPDES permit is to be achieved and sustained by the correction of the causes identified in the Report of the Committee, by carrying out the provisions of the July 12, 1999 Plan for Compliance of the Detroit Water and Sewerage Department and by carrying out the recommendations of the Organizational and Operational Review Report of March 1995. These documents form the foundation of the responsibilities to be undertaken by me.

The Orders, as continued by the December 3, 2001 Order, further provides that as Special Administrator, I shall have full power and authority to control, manage and operate the WWTP, including all functions and powers of the Detroit City Council, the Detroit Board of Water Commissioners, the DWSD and any other departments, boards or divisions of the City of Detroit to the extent that they affect my ability to meet the requirements of sustained compliance with the NPDES permit, the Second Amended Consent Judgment ("SACJ"), and other specific responsibilities outlined in those Orders.

Pursuant to Part 1., Section A.9.e.6 of the NPDES permit, as amended by the SACJ, DWSD is obligated to commence construction of the Baby Creek CSO Control facility on or

before March 1, 2003. As noted above, the obligation to ensure compliance with NPDES permit requirements is a requirement of the Second Amended Consent Judgment.

DWSD proposes to enter into Contract No. PC-748 with Walbridge Aldinger for the construction of the Baby Creek CSO control facility. I have been advised that Walbridge Aldinger is a Detroit-based business and was the lowest responsive/responsible equalized bidder for this project. I also understand that DWSD was delayed in awarding PC-748 by a patent infringement claim asserted by a third party which required a modification to the bid specification. The claim delayed the bidding process for several months. In order to satisfy my obligations as Special Administrator to ensure that DWSD complies with the requirements of the NPDES permit and the Second Amended Consent Judgment, I have approved and executed Contract No. PC-748 by and between the City of Detroit, acting by and through its Board of Water Commissioners and Walbridge Aldinger.

I HEREBY DECLARE that Contract No. PC-748 is a valid contract binding upon the parties pursuant to the powers vested in me as Special Administrator of the Detroit Water and Sewerage Department by the federal district court Order Continuing Special Administrator of December 3, 2001.



Special Administrator
Detroit Water and Sewerage Department

Dated: 4/8/03

DET02\160118.1
ID\MDJ

City of Detroit
WATER AND SEWERAGE DEPARTMENT
INTER-DEPARTMENTAL MEMO

DATE: February 21, 2003

TO: [REDACTED]
Special Administrator
Detroit Water and Sewerage Department

FROM: Victor M. Mercado
Director

RE: DWSD Contract No. PC-748
Baby Creek CSO Control Facility

The Detroit Water and Sewerage Department (DWSD) requests that the attached Special Administrator Order be exercised on DWSD Contract No. PC-748, "Baby Creek CSO Control Facility." The Special Administrator's signature is requested on this contract document because the approval process for contracts is quite lengthy, and this project must commence construction by March 1, 2003, to be in compliance with the revised NPDES Permit and Second Amended Consent Judgment deadline.

The bid opening date for PC-748 was originally scheduled for October 31, 2002. However, this date was postponed until February 6, 2003, because of a patent infringement claim. During this time period DWSD needed to obtain legal opinions from patent attorneys before proceeding. After receiving direction from the attorneys, DWSD then revised the plans and specifications, issued a Bulletin and extended the bid opening date to allow the bidders time to revise their bids to be in conformance with the revised plans and specifications. If this patent issue had not occurred, DWSD would have been able to proceed through normal contract processing (the Board of Water Commissioners, Budget, Finance, Law, Purchasing, and City Council.)

Walbridge Aldinger, the lowest responsive/responsible equalized bidder, is a Detroit-Based Business (DBB) with headquarters in Detroit. Their bid was accepted because of Walbridge Aldinger's ability to perform the work indicated in the Contract Documents and its compliance with Executive Order No. 4. The total cost of this project is \$73,106,728.00.

Should you need additional information, please contact me at [REDACTED]

[REDACTED]
Director

CONTRACT # PC-748

CONTRACT SYNOPSIS

2603089

CONTRACTOR:
NAME:

ADDRESS:



PROJECT: "Baby Creek CSO Control Facility"

GRANT FUNDING: None

CONTRACT
AMOUNT: \$73,106,728.00

CONTRACT
PERIOD: February 28, 2003 to May 1, 2006

ADVANCE
PAYMENT: None

BRIEF

DESCRIPTION: The Work, Baby Creek CSO Control Facility, includes, but is not necessarily limited to, the construction of a Baby Creek CSO Control Facility located in George S. Patton Park, with sewer work in nearby Woodmere Cemetery and within easements from CSX. The major elements of Work are as follows: Screen Building: Construction of a new screening building housing screens, pumps, gates and other equipment, including cast in place concrete box sewers.

REASON FOR
DELAY:

O:\DATA\CONSTRUCT\SYNOPSIS

CITY OF DETROIT
LAW DEPARTMENT
Office of Corporation Counsel
-CONTRACTS SECTION-

INTERDEPARTMENTAL MEMORANDUM

TO: Donna Thompson, Contracts Desk
Purchasing

FROM: [REDACTED]
Assistant Corporation Counsel
Writer's Direct Dia [REDACTED]

SUBJECT: EXPIRED DOCUMENTS - CONTRACT NUMBER: PC-748
CP02603809
Vendor Name: [REDACTED]

DATE: 5-20-03

The documents checked below have expired. Prior to placement of this contract on City Council's agenda, please insure that the documents identified below are current or have been renewed. The department has been notified on the date listed below.

Thank you for your cooperation in this request.

CLEARANCES

_____ Property Tax

_____ Income Tax

_____ Human Rights

X Other (Identify: Accounts Receivable)

INSURANCE

_____ The coverage required by this contract per the certificate of insurance furnished with this contract has expired as follows:

Entire Certificate: _____

General Liability: _____

Prof. Liability: _____

Excess Liability: _____

Automobile: _____

Workers' Comp.: _____

Other (Identify) _____

The departmental requestor was notified by this writer on 5-20-03.

cc: [REDACTED]

Department - Attn: [REDACTED]

LD/CS No.: 99-0001

G:\docs\contract\waltr\32000\form\R_W0430.WPD

03 MAY 22 AM 10:39
CITY OF DETROIT
FINANCE DEPARTMENT
PURCHASING DIVISION

CITY OF DETROIT
HUMAN RIGHTS DEPARTMENT

February 11, 2003

**RE: EXECUTIVE ORDER NO. 22 INTERIM CONDITIONAL CLEARANCE AND
REQUIREMENTS**

"Baby Creek CSO Control Facility"

DWSD

Contract No. PC 748

Dear [REDACTED]

Our office has received notification that your company has been designated general contractor/developer for the above referenced project. This letter shall serve as an Executive Order No. 22 Interim Conditional Clearance for commencement of work. Please submit a subcontractor award list for this project to the Human Rights Department immediately. Thirty (30) days after deployment of labor forces, this office must also receive the following monthly reports:

- Individual Payroll Summary Forms from all subcontractors on the project
- Total Project Subcontractor Report
- Total Project Skilled Trade Report
- Good Faith Efforts (if necessary)

Please refer to the enclosed Executive Order No. 22 Monitoring Guidelines for monitoring construction projects for more information.

As general contractor/developer you are responsible for the total project meeting the goals of Executive Order No. 22 and subcontractor compliance. All subcontractor information and reporting shall be submitted to the general contractor/developer for review and approval prior to submission to the Human Rights Department. The City of Detroit Human Rights Department will communicate with the general contractor/developer or its agents regarding all reporting, correspondence and other related concerns in regard to subcontractors.

Additionally, in keeping with the spirit of Executive Order No. 4, general contractors and developers involved in City of Detroit projects are encouraged to ensure that certified Detroit Based Businesses and Small Business Enterprises are utilized on construction projects. A City of Detroit Certified Business Register listing certified business for contractual opportunities is available upon request.

We would like to thank you in advance for your cooperation and support of Executive Order No. 22. If you have any questions or concerns, please contact me at [REDACTED]

Sincerely,

[REDACTED]
Governmental Analyst
Human Rights Department

Cc: [REDACTED]

File

Enc.: Executive Order No. 22 Monitoring Guidelines

CITY OF DETROIT
ACCOUNTS RECEIVABLE CLEARANCE FORM
PLEASE FORWARD IN DUPLICATE TO ROOM 1012 (CCB)
COLEMAN A YOUNG MUNICIPAL CENTER
REVENUE COLLECTIONS- (313) 224-4087

SECTION A: From ☐ CITY ENGINEERING ☐ HEALTH ☐ LAW ☐ POLICE
☐ RECREATION ☒ WATER & SEWERAGE
☐ OTHER:

ADDRESS OF DEPARTMENT: 735 Randolph (15th floor), Detroit, MI 48226
CONTACT PERSON: _____ PHONE NUMBER: _____
DATE SENT: 5/10/02

☐ SECTION B: CORPORATION

CORPORATION NAME: _____
ADDRESS: 613 Abbott St. Detroit, MI 48207
☐ OWN ☐ LEASE CURRENT TAX IDENTIFICATION NUMBER: _____
OTHER CITY/STATE TAX IDENTIFICATION NUMBER(S) PREVIOUSLY USED: _____
CONTACT PERSON: _____ PHONE NUMBER: _____

☐ SECTION C: PARTNERSHIP

BUSINESS NAME: _____
ADDRESS: _____
☐ OWN ☐ LEASE CURRENT TAX IDENTIFICATION NUMBER: _____
OTHER CITY/STATE TAX IDENTIFICATION NUMBER(S) PREVIOUSLY USED: _____
A. PARTNER'S NAME: _____ PHONE NUMBER: _____
HOME ADDRESS: _____ CITY/STATE/ZIP: _____
☐ OWN ☐ LEASE SOCIAL SECURITY NUMBER: _____
OTHER CITY PROPERTY OWNED ADDRESSES: _____
B. PARTNER'S NAME: _____ PHONE NUMBER: _____
HOME ADDRESS: _____ CITY/STATE/ZIP: _____
☐ OWN ☐ LEASE SOCIAL SECURITY NUMBER: _____
OTHER PROPERTY ADDRESSES OWNED WITHIN DETROIT: _____
CONTACT PERSON: _____ PHONE NUMBER: _____

☐ SECTION D: SOLE PROPRIETORSHIP

OWNER'S NAME: _____
HOME ADDRESS: _____ ☐ OWN ☐ LEASE
CITY/STATE/ZIP: _____
BUSINESS NAME: _____
BUSINESS ADDRESS: _____ ☐ OWN ☐ LEASE
SOCIAL SECURITY NUMBER: _____ PHONE NUMBER: _____
CITY/STATE/ZIP: _____
CURRENT TAX IDENTIFICATION NUMBER: _____
OTHER CITY/STATE TAX IDENTIFICATION NUMBER(S) PREVIOUSLY USED: _____
OTHER PROPERTY ADDRESSES OWNED WITHIN DETROIT: _____

☐ SECTION E: PERSONAL SERVICES

NAME: _____
HOME ADDRESS: _____ ☐ OWN ☐ LEASE
CITY/STATE/ZIP: _____
SOCIAL SECURITY NUMBER: _____ PHONE NUMBER: _____
OTHER PROPERTY ADDRESSES OWNED WITHIN DETROIT: _____

For TREASURY COLLECTION USE ONLY:

For INCOME TAX DIVISION USE ONLY:

☒ APPROVED ☐ DENIED WITH ATTACHMENTS

CLEARANCE VALID UNTIL

MAY 13 2003

SIGNATURE

DATE

05/13/02

☐ APPROVED

☐ DENIED

SIGNATURE

DATE

01 - 038

DETROIT WATER AND SEWERAGE DEPARTMENT**URGENT**

PROCESSING DEADLINES ESTABLISHED UNDER EXECUTIVE ORDER #13
PROCESS DOCUMENT IMMEDIATELY

Professional, Consultant, Construction Contract Red Tag Form

DATE SUBMITTED:

4/9/03

PREPARED BY:

PHONE NUMBER:

964-9471

SUMMARY OF ATTACHED DOCUMENT:

Contracts & Grants

PC-748 BABY CREEK CSO DOCUMENT 6 TRANSMITTAL SHEET

Accounting

DWSD Purchasing

Human Resources

INTRA-DEPARTMENTAL ROUTING

TIME & DATE IN		TIME & DATE OUT
	<input type="checkbox"/>	
TIME & DATE IN		TIME & DATE OUT
	<input type="checkbox"/>	
TIME & DATE IN		TIME & DATE OUT
	<input type="checkbox"/>	

INTER-DEPARTMENTAL ROUTING

TIME & DATE IN	FINANCE PURCHASING DIVISION	TIME & DATE OUT
	<input type="checkbox"/>	
TIME & DATE IN	BUDGET	TIME & DATE OUT
	<input type="checkbox"/>	
TIME & DATE IN	ACCOUNTS PAYABLE	TIME & DATE OUT
	<input type="checkbox"/>	
TIME & DATE IN		TIME & DATE OUT
	<input type="checkbox"/>	

CITY OF DETROIT
HUMAN RIGHTS DEPARTMENT

COLEMAN A. YOUNG
MUNICIPAL CENTER
2 WOODWARD AVE., SUITE 102
DETROIT, MICHIGAN 48226
PHONE 313-224-4950
FAX 313-224-3434
WWW.CLDETROIT.MI.US

EE D COMPLIANCE STATUS REPORT

TO: [REDACTED]
DWSD
PC-748

FROM: AFFIRMATIVE ACTION
UNIT

BUYER: NONE

VENDOR: [REDACTED]

ADDRESS: [REDACTED]

FIELD 098
MINORITY CODE: 0

0 WHITE
1 BLACK
2 SPANISH SURNAME
3 AMERICAN INDIAN
4 ASIAN OR ALEUT
5 UNKNOWN

FIELD 099
HRD CODE: 1

1 DETROIT AWARDBLE
2 AWARDBLE NON-DETROIT
3 NON-AWARDABLE (SEE
REMARKS)
4 INELIGIBLE
5 OTHER (SEE REMARKS)

CONTRACT IDENTIFICATION: BABY CREEK CSO CONTROL FACILITY; DWSD;
\$73,106,728.00

REMARKS: HRD'S CLEARANCE IS EFFECTIVE THRU JANUARY 24, 2004.

SIGNATURE: [REDACTED]

FEBRUARY 21, 2003

DIRECTOR

REQUEST FOR INCOME TAX CLEARANCE

REQUESTING DEPARTMENT/DIVISION: DWSD CONTACT: [REDACTED] PHONE: 964-94
 Type of Clearance: ☐ New ☒ Renewal (Please submit 30 days prior to submitting bid or expiration date)

A. To: City of Detroit, Income Tax Division, Coleman A. Young Municipal Center, 2 Woodward Avenue, Ste. 512, Detroit, MI 48226
 For: Individual or Company Name: [REDACTED]
 Address: [REDACTED]
 Phone: (313) 224-3328 or 224-3329 City: Oakland
 Fax: (313) 224-4588 State: MI Zip Code: 48207
 Telephone: [REDACTED] Fax #: [REDACTED]

B. Name of Chief Financial Officer/Authorized Contact Person (Include address if different from above): [REDACTED] Telephone: [REDACTED]
 Employer Identification or Social Security Number: [REDACTED] Fax #: [REDACTED]
 Spouse Social Security Number: [REDACTED]
 Nature of Contract: Baby Creek CSO Control Facility BID/CONTRACT AMOUNT (if known):
 Labor: \$73,067,200 Material: \$
 Contract # (if known): PC-748

C. ALL QUESTIONS MUST BE ANSWERED TO EXPEDITE APPROVAL PROCESS. ANY QUESTION NOT ANSWERED MAY RESULT IN A DENIAL OF INCOME TAX CLEARANCE

Check One: ☐ Individual ☐ Corporation ☐ Partnership
INDIVIDUALS ANSWER QUESTIONS 1,2,3,4.
 1. Have you filed joint returns with spouse during the last seven (7) years? (If yes, include spouse SSN above) ☐ Yes ☐ No
 2. Are you a student, and/or claimed as a dependent on someone else's tax return? ☐ Yes ☐ No
 3. Were you employed during the last seven (7) years? ☐ Yes ☐ No
 4. Were you a resident of Detroit during the last seven (7) years? ☐ Yes ☐ No
CORPORATIONS AND PARTNERSHIPS ANSWER QUESTIONS 5,6,7.
 5. Is the company a new business in Detroit? If yes, attach Employer Registration (Form DSS-5). ☐ Yes ☐ No
 6. Will the company have employees working in Detroit? ☒ Yes ☐ No
 7. Will the company use sub-contractors or independent contractors in Detroit? ☒ Yes ☐ No

D. FOR INCOME TAX USE ONLY
 Has the contractor complied with the provisions of the City Income Tax Ordinance?
☒ Yes ☐ No Signature: [REDACTED] Date: 12-13-02 Expires: 12-31-0
☒ Yes ☐ No Signature: [REDACTED] Date: _____ Expires: _____
☐ Yes ☐ No Signature: [REDACTED] Date: _____ Expires: _____

VISIT OUR WEBSITE FOR INFORMATION AND TAX FORMS AT www.ci.detroit.mi.us

City of Detroit
WATER AND SEWERAGE DEPARTMENT
INTER-DEPARTMENTAL MEMO

TO: Budget
Finance
Law
Purchasing

DATE: April 9, 2003

From: [REDACTED]

CC:

RE: CPO No. 2603809, PC-748 "Baby Creek CSO Control Facility"

Please process this contract through the DRMS system and submit to [REDACTED] for signature. Since the Mayor has signed it in [REDACTED] capacity as Special Administrator of the Detroit Water and Sewerage Department, it does not go before City Council for award. [REDACTED] signs the document then notifies City Council that it has been awarded. Please expedite processing of this document so that we can have a Start Work Meeting.

Thank you for your cooperation. If you have any questions please call me at [REDACTED]

[REDACTED]
Construction Contracts Section

WATER AND SEWERAGE DEPARTMENT

03 APR -9 PM 1:14

Const\PC-748\MEMO\expeditedapproval